

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

PLECTRUM LLC,

Plaintiff,

v.

ORACLE CORPORATION and
ORACLE AMERICA, INC.,

Defendant.

CASE NO. 4:17-CV-00141

JURY TRIAL DEMANDED

[PROPOSED] ORDER DISMISSING COMPLAINT

Pending before the Court is Oracle Corporation and Oracle America, Inc.'s Motion to Dismiss For Failure to State a Claim. The Court, having considered the Motion, the parties' briefing, and the entire file in this matter is of the opinion that Oracle Corporation and Oracle America, Inc.'s Motion to Dismiss should be GRANTED.

It is therefore ORDERED that Defendant Oracle Corporation and Oracle America, Inc.'s Motion to Dismiss for Failure to State a Claim is GRANTED and each of the counts asserted against Oracle Corporation and Oracle America, Inc. in plaintiff's complaint are hereby dismissed.

IT IS ORDERED.